No. D. 4504—Pat. 1-39-6, dated Bangalore, 4th April 1940.

In exercise of the powers conferred on them by Section 73 (1) of the Mysore Patents and Designs Act, 1925, as amended by the Act XV of 1939, the Government of His Highness the Maharaja of Mysore, are pleased to issue the following revised Rules under the said Acts, the draft rules in this behalf having already been published with Notification No. D. 3471—Pat. 1-39-3, dated 17th January 1940.

By Order,

C. E. NORONHA,

Secretary to Government,

Development Department.

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THE MYSORE PATENTS AND DESIGNS RULES, 1940.

CHAPTER I.

PRELIMINARY.

1. (1) These rules may be called the Mysore Patents and Designs Rules, 1940. Short title and commencement

(2) They shall come into force from the date of publication in the *Mysore Gazette.*

2. In these rules unless there is anything repugnant in the subject or context— Definitions.

(a) "Act" means the Mysore Patents and Designs Act III of 1925 as amended by Act XV of 1939.

(b) "British Application" means, an application by any person for the protection in any part of United Kingdom of an invention for the protection of which in Mysore State the provisions of Section 75 of the Act are for the time being applicable.

(c) "Indian Application" means, an application by any person for the protection in any part of British India or in any State in India, of an invention for the protection of which in Mysore State the provisions of Section 75 of the Act are for the time being applicable.

(d) "Controller" means, the Controller of Patents and Designs appointed under Section 53 of the Act, and includes any officer appointed to act for him;

(e) "Office" means, the Patent Office provided under Section 52 of the Act;

(f) "Reciprocity application" means, an application in Mysore State under Section 75 of the Act;

(g) "Set" means, a number of articles of the same general character ordinarily on sale together, or intended to be used together, all bearing the same design, with or without modifications not sufficient to alter the character or substantially to affect the identity thereof.

3. Any application, notice, or other document authorised or required to be left, made or given at the Office, or to the Controller, may be sent by hand, or by a prepaid letter through the post, addressed to the *Ex-Officio* Controller of Patents and Designs in Mysore, Bangalore, and, if sent by a prepaid letter, shall be deemed to have been left, made or given at the time when the letter containing the same would be delivered in the ordinary course of post. In proving such sending, it shall Communications to the office.

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be sufficient to prove that the letter was properly addressed and put into the post.

Address for service.

4. Every applicant or opponent in any proceeding under the Act or these rules, and every person who shall hereafter become a patentee or a registered proprietor of a design, shall give an address for service in Mysore State, and such address may be treated, for all purposes connected with the patent or the design, as the actual address of such applicant, opponent, patentee or registered proprietor. Unless such an address is given, the Controller shall be under no obligation either to proceed with the application or the opposition, or to send any notice that may be required by the Act or these rules.

Fees.

5. (1) The fees to be paid in respect of the grant of patents and the registration of designs, and applications therefor, and in respect of other matters with relation to patents and designs under the Act, shall be those specified in the First Schedule to these rules, hereinafter referred to as the prescribed fees.

(2) Fees may be paid in cash at the office, or may be sent by money order or cheque payable to the Controller. Cheques not carrying the correct addition for commission, and other cheques on which the full value cannot be collected in cash within the time allowed for payment of the fee, shall be accepted only at the discretion of the Controller. Stamps shall not be received in payment of fees.

Forms.

6. The forms set forth in the Second Schedule, with such variations as the circumstances of each case require, shall be used for the respective purposes therein mentioned, and if used, shall be sufficient:

Provided that the Controller may, if he thinks fit, dispense with the use of Form 4 in the case of an application for extension of time under Sub-section (2) of Section 14 of the Act.

Size, etc., of documents.

7. (1) All documents and copies of documents, except drawings, sent to or left at the office or otherwise furnished to the Controller, shall be written, typewritten, lithographed, or printed in the English language (unless otherwise directed), in large and legible characters with deep permanent ink upon one side only of strong white paper of a size of approximately 13 inches by 8 inches, with a margin of at least one inch and a half on the left-hand part thereof. Signatures thereto shall be written in

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a large and legible hand, and a vernacular signature shall be accompanied by a transliteration in English.

(2) Duplicate documents shall be filed at the office, if at any time required by the Controller.

(3) Names and addresses of applicants and other persons shall be given in full, together with their nationality and such other particulars, if any, of caste or calling as are necessary for identification.

Signature and verification of documents specified in Section 71 of the Act.

8. The documents specified in Section 71 of the Act shall be dated and signed at the foot, and shall contain a statement that the facts and matters stated therein are true to the best of the knowledge, information and belief of the person signing them.

Agency.

9. For all matters falling under the provisions of Section 72 of the Act any person may, unless otherwise directed by the Controller, authorise, under his personal signature, any other person to act as his agent and to receive all notices, requisitions and communications. The authority may be given on Form 31.

CHAPTER II.

PATENTS.

Applications for Grant of Patents.

Application.

10. (1) If the true and first inventor or any applicant for a patent is in the service of the Government, he shall disclose that fact in the application and shall state the office which he holds.

(2) If the true and first inventor is not a party to an application for a patent, the applicant shall, except in the case of reciprocity applications, produce the original deed of assignment or other document from such true and first inventor, under which he is enabled to apply for a patent, unless the application itself is endorsed by the ture and first inventor in the presence of two witnesses with a statement that the said inventor agrees that the application shall be made without his name as an applicant for a patent.

(3) If an application for a patent is made by the legal representative of a deceased inventor, the legal representative shall produce for inspection the probate of

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the will or the letters of administration of the estate of the inventor or a certified copy of such probate or letters, or such other evidence of his title as the Controller may require.

Reciprocity application.

11. (1) Every reciprocity application shall contain a declaration that a British application or Indian application has been made for protection of the invention to which such reciprocity application relates, and shall specify every part of the United Kingdom and every State in India in which any such British application or Indian application has been made and the official date or dates thereof respectively. The application shall be made within twelve months from the date of the first British application or Indian application and shall be signed by the person by whom such first British application or Indian application was made or by his legal representative or assignee or by an agent resident in British India authorised in that behalf.

(2) If a reciprocity application is made by an assignee of the person who made the British application or Indian application, the applicant shall produce the original deed of assignment or other document from such person, under which he is enabled to apply for a patent, unless the application itself is endorsed in the presence of two witnesses by the person who made the British application or Indian application with a statement to the effect that the applicant is his assignee.

(3) If a reciprocity application is made by the legal representative of a deceased person who made the British application or Indian application, the legal representative shall produce for inspection the probate of the will or the letters of administration of the estate of the deceased person or a certified copy of such probate or letters, or such other evidence of his title as the Controller may require.

(4) In addition to the specification left with every reciprocity application, a copy or copies of the specification or specifications, and drawings or documents filed or deposited by the applicant or his predecessor in title, as the case may be, in respect of the first British application or Indian application duly certified by the official chief or head of the Patent Office in which they were filed or deposited, or otherwise verified to the satisfaction of the Controller, shall be left at the office at the same time as the reciprocity application or within such further time, not exceeding three months, as the Controller may allow.

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(5) If any specification or other document relating to the application is in a foreign language, a translation thereof shall be annexed thereto and shall be verified to the satisfaction of the Controller.

(6) Save as aforesaid and as provided by rule 50, all proceedings in connection with a reciprocity application shall be taken within the time and in the manner required by the Act or prescribed by these rules for ordinary applications.

12. Applications shall, on receipt by the Controller, be numbered in the order of their receipt. Order of recording applications.

Specifications.

13. (1) The specification shall commence with the title of the invention and the name of the applicant as in the application. It shall terminate with a clear and succinct statement of the invention claimed, distinct from the body of the specification, and shall be signed and dated by the applicant or his agent. Specification.

(2) The specification in respect of a patent of addition shall contain a specific reference to the number of the main patent, and a definite statement that the invention comprises an improvement in, or a modification of, the invention claimed in the specification of the main patent.

(3) Where the invention is capable of representation by drawings, such drawings shall be prepared in accordance with rules 15 to 18 and shall be supplied with, and referred to in detail in, the specification.

(4) Irrelevant or other matter, not necessary, in the opinion of the Controller, for elucidation of the invention, shall be excluded from the title, description, claims and drawings.

14. (1) When the specification or any drawing accompanying it, is defective and requires amendment, one copy shall be returned to the applicant or his agent and alterations shall be made thereon as far as possible. Additional matter may be interpolated, if necessary, by re-writing such passages as are required to form a continuous document. Amendments shall not be made by slips pasted on, or as footnotes, or by writing in the margin. Amendments how to be made.

(2) The amended documents shall be returned to the Controller together with the superseded pages or drawings,

if any, duly marked, cancelled and initialled by the applicant or his agent, and with a duplicate of any pages that have been re-typed or added and of any drawings that have been added or substantially amended. Amendments, alterations or additions shall be initialled in the margin by the applicant or his agent.

(3) No amendments, alterations or additions shall be made in a document returned for amendment, beyond those necessary to comply with the requirements of the Controller.

General.

15. (1) Drawings, when furnished, shall accompany the specification to which they refer. No drawing or sketch such as would require the preparation for the printer of a special illustration for use in the letterpress of the specifications when printed, shall appear in the specification itself.

(2) Drawings shall be delivered flat or so rolled as to be free from creases.

(3) At least one copy of the drawings shall be suitable for reproduction, and for that purpose, shall be prepared on tracing cloth or on smooth white paper which is not opaque.

Size of drawings and arrangement of figures.

16. (1) Drawings shall be on sheets which measure 13 inches from top to bottom and are either from 8 inches to 8¼ inches or from 16 inches to 16½ inches wide, the narrower sheets being preferable. A clear margin shall be left half an inch from the edges of the sheet.

(2) If there are more figures than can be shown on one of the smaller sized sheets, two or more of these sheets shall be used in preference to employing the larger size. When an exceptionally large figure is required, it shall be continued on subsequent sheets, of which any number that are required but not more than are required, may be employed. The figures shall be numbered consecutively throughout and without regard to the number of sheets. They shall be separated by a sufficient space to keep them distinct.

Drawings to be suitable for reproduction.

17. Drawings shall be prepared in accordance with the following requirements :—

(*a*) They shall be executed with absolutely black ink.

(*b*) Each line shall be firmly and evenly drawn, sharply defined and of the same strength throughout.

(*c*) Section lines, lines for effect, and shading lines shall be as few as possible, and shall not be closely drawn.

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(*d*) Shading lines shall not contrast too much in thickness with the general lines of the drawings.

(*e*) Sections and shading shall not be represented by solid black or washes.

(*f*) They shall be on a scale sufficiently large to show the inventions clearly, and only so much of the apparatus, machine, etc., shall appear as effects this purpose. If the scale is given, it shall be drawn and not denoted by words. No dimensions shall be marked on the drawings.

(*g*) The figures shall be drawn in an upright position in regard to the top and bottom of the sheet.

(*h*) Reference letters and numerals, and index letters and numerals used in conjunction therewith, shall be bold, distinct and not less than one-eighth of an inch in height. The same letters or numerals shall be used to indicate the same parts in different views. Where the reference letters or numerals are shown outside the figure, they shall be connected by fine lines with the parts to which they refer.

Drawings to bear name of applicant, etc., but no descriptive matter.

18. (1) Drawings shall bear—

(i) in the lefthand top corner, the name of the applicant and the words " No. of 19 ."

(ii) in the righthand top corner, the number of the sheets of drawings sent and the consecutive number of each sheet;

(iii) in the righthand bottom corner, the signature of the applicant or his agent.

(2) Neither the title of the invention nor any descriptive matter shall appear on drawings.

19. The Controller shall advertise the acceptance of every application in the Gazette of Mysore.

Oppositions to Grant or Amendment, etc.

Notice of opposition.

20. Notice of opposition to the grant, or to the amendment, etc., of a patent shall be given in duplicate. One copy of the notice shall be sent by the Controller to the applicant or his agent.

Filing of Statements

21. (1) Within 14 days of giving notice of opposition, the opponent shall leave at the office a full written statement in duplicate, setting out fully the nature of the opponent's interests, the facts upon which he bases his case and the relief which he seeks.

(2) The Controller shall furnish the applicant or his agent with one copy of the statement referred to in sub-rule (1), and the applicant or his agent may leave at the office a reply in writing within a time to be specified by the Controller. Such reply shall deal in full with the statement of the opponent and shall be in duplicate.

(3) If the reply referred to in sub-rule (2) is supplied by the applicant, the Controller shall furnish the opponent or his agent with one copy thereof, and the opponent or his agent may again leave at the office a rejoinder in writing within a time to be specified by the Controller. Such rejoinder shall be confined strictly to matters in the reply, and shall be in duplicate. One copy of the rejoinder shall be sent by the Controller to the applicant or his agent.

(4) The Controller may require at any time that any written statement, reply or rejoinder shall be in the form of an affidavit.

(5) The time allowed for filing a reply or rejoinder shall ordinarily be one month.

Hearing.

22. (1) On completion of these proceedings or at such other time as he may see fit, the Controller shall appoint a time for the hearing of the case, and shall give the parties not less than ten days' notice of such hearing.

(2) If either party desires to be heard, he shall leave Form 7 at the office.

(3) The Controller may refuse to hear any party who has not left Form 7 prior to the date of hearing.

(4) If either party intends to refer at the hearing to any publication other than a specification already mentioned in the proceedings, he shall give to the other party and to the Controller not less than five days' notice of his intention, together with details of each publication to which he intends to refer.

(5) After hearing the party or parties desirous of being heard, or if neither party desires to be heard, then without a hearing, the Controller shall decide the case and notify his decision to the parties.

Sealing.

Sealing.

23. (1) If an applicant desires to have a patent sealed on his application, he shall, within the period allowed by sub-section (2) of Section 10 of the Act, leave at the office an application on Form 8.

(2) Where for any reason a patent cannot be sealed within the period allowed, the applicant may apply to the Controller for an extension of the period not exceeding three months. An application for such an extension shall be accompanied by a fee of Rs. 10, Rs. 20 or Rs. 30 for an extension of one, two or three months, respectively.

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24. The patent shall be in the form given in the Third Schedule to these rules, with such modifications as the circumstances of each case may require. Form of Patent.

Extension.

25. (1) A petition for the extension of the term of a patent shall set forth clearly the nature and merits of the invention in relation to the public, the profits made by the patentee as such and all the circumstances of the case. Extension of term of Patent.

(2) The Controller shall advertise every such petition in the official Gazette.

(3) Every such advertisement shall state the object of the petition and the address within Mysore State for service on the patentee of any document requiring service under this rule. It shall also specify that notices of objections shall be lodged on Form 6 within two months from the date of the notification.

(4) Every such petition shall also be advertised by the patentee in not less than two newspapers named by the Controller within 14 days from the date of the notification in the Gazette and in the manner described in sub-rule (3). Copies of the newspapers containing these advertisements shall be supplied to the Controller.

(5) The petitioner shall, within three weeks of filing the petition, lodge a duplicate of the petition with two copies of the balance sheet of expenditure and receipts relating to the patent in question, which accounts shall be proved on oath. He shall also, upon receiving two days' notice, give the Controller or any person deputed by him for the purpose, reasonable facilities for inspecting and taking extracts from the books of accounts, by reference to which he proposes to verify the said balance sheet or from which the materials for making up the said balance sheet have been derived.

(6) Any person desirous of opposing the prayer of the petition shall lodge with the Controller a notice on Form 6 accompanied by a fee of Rs. 5. Such person shall at the same time serve a copy of such notice upon the petitioner. Such notices shall be lodged and served within two months from the date of the notification of the petition in the official Gazette.

(7) The petitioner shall, within one week of the receipt of such notice, serve a copy of his petition upon each person giving such notice.

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(8) Every person giving such notice as aforesaid shall, within 14 days from the service of the petition upon him, serve upon the petitioner one copy and lodge with the Controller two copies of particulars of the objections upon which he intends to reply against the granting of the prayer of the petition.

(9) Any person who shall not, within the said 14 days, lodge and serve such particulars of objections as aforesaid shall be deemed to have abandoned his opposition.

(10) No person who has delivered such particulars of objections shall be entitled to oppose the granting of the prayer of the petition on any grounds not stated in such particulars.

(11) Any person who has delivered particulars of objections shall be entitled, at his own expense, to obtain copies of the accounts which have been lodged by the petitioner.

(12) The Controller may excuse petitioners and opponents from compliance with any of the requirements of sub-rules (5), (7), (8) and (10) and may give such directions in matters of procedure and practice as he shall consider to be just and expedient.

(13) Service of any document requiring service under this rule may be made by enclosing such document in a prepaid registered letter and posting such letter to the person required to be served at his address for service.

(14) On completion of these proceedings, if any, or at such other time as he may see fit, the Controller shall forward one copy of the documents left by the party or parties to the Government through the Secretary to Government, Development Department.

Restoration.

Restoration of Lapsed Patent

26. If the Controller entertains an application under Section 16 of the Act for the restoration of a lapsed patent, he shall advertise it in the official Gazette.

Opposition.

27. Notice of opposition to the restoration may be given within six weeks of the advertisement and the procedure for the disposal of such opposition shall be regulated by the provisions of rules 20, 21 and 22.

Conditions on restoration.

"28 (1) In every order of the Controller restoring a patent, provisions shall be inserted for restraining the

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patentee from commencing or prosecuting any action or other proceeding, and from recovering any damage—

(*a*) in respect of making, selling or using the invention, or

(*b*) in respect of selling or using at any time thereafter any article made,

in infringement of the patent between the date of the lapsing of the patent and the date of the order of restoration.

(2) The order shall further provide that if any person within one year after the date thereof makes an application to the Controller for compensation in respect of money, time, or labour expended by the applicant upon the subject matter of the patent, in the bona fide belief that such patent had become and continued to be void, it shall be lawful for the Controller, after hearing the parties concerned, and subject to an appeal to the Government, to assess the amount of such compensation, if, in his opinion, the application ought to be granted, and to specify the party by whom and the day on which such compensation shall be paid; and if default shall be made in payment of the sum awarded, then the said patent shall become void, but the sum awarded shall not in that case be recoverable as a debt or damages."

Amendment of Application or Specification.

Amendment.

29. A request under Section 17 of the Act for the amendment of an application, or a specification including drawings shall be accompanied by a copy of the application, specification, or drawings showing in red ink the proposed amendment in such a manner as to indicate clearly the alteration desired.

Procedure when application for a Patent has been accepted.

30. If the request relates to an application for a patent which has been accepted, the request and the nature of the proposed amendment shall be advertised by notification in the official Gazette and in such other manner, if any, as the Controller may in each case direct. The Controller shall also notify all persons whose names, at the time of the request, are entered on the register as claiming an interest in the patent.

Opposition.

31. Rules 20, 21 and 22 shall be applicable to the disposal of any opposition to the amendment, of which notice may be given in accordance with sub-section (3) of Section 17 of the Act.

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Requirements on amendment.

32. (1) Where leave to amend is given, the applicant shall, if the Controller so requires, and within a time to be specified by him, leave at the office a new specification and amended drawings which shall be prepared in the manner prescribed in rules 15 to 18.

(2) Amendments allowed by the Controller after an application for a patent has been accepted shall be advertised by him in the official Gazette.

Surrender.

Surrender of Patents.

33. (1) If an offer is made for the surrender of a patent under Section 24 of the Act, the Controller shall advertise in the official Gazette and shall notify all persons whose names, at the time of the offer, are entered on the register as claiming an interest in the patent.

(2) Notice of opposition to the revocation of a patent offered for surrender shall be given within six weeks of the advertisement, and the procedure for the disposal of such opposition shall be regulated by the provisions of rules 20, 21 and 22.

CHAPTER III.

DESIGNS.

Classification of Goods.

34. (1) For the purpose of the registration of designs and of these rules, goods shall be classified in the manner specified in the Fourth Schedule hereto.

(2) If any doubt arises as to the class to which any particular description of goods belongs, it shall be determined by the Controller.

Application for Registration.

Application.

35. (1) An application under Section 40 of the Act for the registration of a design shall be accompanied by four copies of the design and shall be dated and signed by the applicant or his agent.

(2) The application shall state the class in which the design is to be registered and the article or articles to which the design is to be applied.

(3) If it is desired to register the same design in more than one class, a separate application shall be made

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in each class, and the application shall contain the number or numbers of the registration or registrations already effected.

(4) If so required by the Controller, the applicant shall state the purpose for which the article is used and the material or predominating material of which the article is made.

Statement of Novelty.

36. The applicant may, and shall, if required by the Controller in any case so to do, indorse on the application and each of the representations a brief statement of the novelty he claims for his design.

Additional copies of Representations or Specimens.

37. If the Controller in any case so requires, he shall be supplied with one or more representations or specimens of the design in addition to those supplied with the application.

Representations.

38. (1) The four copies of the design required by rule 35 shall be exactly similar drawings, photographs, tracings or other representations of the design or shall be specimens of the design.

(2) When a design is to be applied to a set, each of the representations accompanying the application shall show all the various arrangements in which it is proposed to apply the design to the articles included in the set.

(3) Each representation of the design whether to be applied to a single article or to a set, shall be on paper of a size 13 by 8 inches (and not on cardboard) and shall appear on one side only of the paper. The figure or figures shall be placed in an upright position on the sheet. When more figures than one are shown, these shall, where possible, be on one and the same sheet, and each shall be designated (*e. g.*, perspective view, front view, side view).

(4) When a design is to be applied to a set, any doubt whether the given articles do or do not constitute a set shall be determined by the Controller.

(5) If the specimens are not, in the opinion of the Controller, suitable for record in the office, they shall be replaced by representations.

(6) Where words, letters or numerals are not of the essence of the design, they shall be removed from the representations or specimens; where they are of the essence of the design, the Controller may require the insertion of a disclaimer of any right to their exclusive use.

(7) Each representation of a design which consists of a repeating surface pattern shall show the complete pattern and a sufficient portion of the repeat in length

and width, and shall not be of less size than 5 by 4 inches.

(8) If the names or representations of living persons appear on a design, the Controller shall, if he so requires, be furnished with consents from such persons before proceeding to register the design. In the case of persons recently dead, the Controller may call for consents from their legal representatives before proceeding with registration of a design on which their names or representations appear.

Acceptance.

39. Upon receipt of an application for registration, the Controller shall consider it and may accept it if he considers that there is no objection to the design being registered.

Objections.

40. If on a consideration of the application, any objections appear to the Controller, a statement of these objections shall be sent to the applicant or his agent in writing, and unless within one month the applicant or his agent removes the objection or applies for a hearing, the applicant shall be deemed to have withdrawn his application.

Decision of Controller.

41. The decision of the Controller at such hearing as aforesaid shall be communicated in writing to the applicant or his agent who may, within one month, apply to the Controller requiring him to state in writing the grounds of his decision and the materials used by him in arriving at the same.

Date of appeal.

42. Upon receipt of such application, the Controller shall send to the applicant or his agent such statement as aforesaid in writing, and the date when such statement is sent shall be deemed to be the date of the Controller's decision for the purpose of appeal.

Non-completion within six months.

43. An application which, owing to any neglect or default of an applicant, has not been completed so as to enable registration to be effected within six months of the date of application, shall be deemed to be abandoned.

Extension of Period.

Extension of period of copyright in registered design.

44. An application under sub-sections (2) and (3) of Section 44 of the Act for the extension of the period of copyright in a registered design, may be made at any time not less than one month before the expiry of the copyright.

Marking of Articles. 296

45. Before delivery on sale of any articles to which a registered design has been applied, the proprietor of such design shall cause each such article to be marked with the word REGISTERED, or with the abbreviation REGD., or with the abbreviation RD., as he may choose, and also (except in the case of articles to which have been applied designs registered in classes 9, 13 or 14) with the number appearing on the certificate of registration: Marking of articles before delivery on sale.

Provided that the requirement of this rule and of clause (*b*) of sub-section (1) of Section 45 of the Act shall be dispensed with as regards textile goods in which the design is printed or woven other than handkerchiefs.

Inspection and Searches.

46. Registered designs shall not, except as provided in Section 47 of the Act, be open to inspection until two years after the date of application for registration. Inspection of designs.

47. (1) If any person desires to obtain the information which he is entitled to obtain under Section 48 of the Act, and can furnish the registration number of the design, he shall lodge with the Controller Form 20 and the Controller shall thereupon furnish him with the information aforesaid. Search under Section 48.

(2) If the applicant is unable to furnish the registration number of the design, he shall lodge with the Controller Form 21 together with such information as is in his possession and the Controller shall thereupon cause such search to be made in the class indicated as may be possible on the information supplied, and shall furnish such information as may be obtainable. Where Form 21 is accompanied by a representation or specimen of the design, such representation or specimen shall be furnished in duplicate.

Cancellation.

48. (1) An application to the Controller for the cancellation of the registration of a design shall be made in duplicate and shall be accompanied by a statement in duplicate setting out the nature of the applicant's interest and the facts upon which he bases his application. Cancellation of registration of designs under Section 48-A.

(2) If the application for the cancellation of the registration of a design is made by a person who is not

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the registered proprietor, a copy of the application along with the statement shall be transmitted by the Controller to the registered proprietor.

(3) If the registered proprietor intends to oppose the application, he shall, within 14 days of his receiving the application or within such further time as the Controller may allow, leave at the office a counter statement setting out the grounds on which he intends to oppose the application, and shall, within the same time, deliver to the applicant a copy of the counter-statement.

(4) Within 14 days of his receiving the counter-statement or within such further time as the Controller may allow, the applicant may leave a rejoinder at the office; and if any such rejoinder is left, he shall within the same time, deliver a copy of it to the registered proprietor.

(5) At any time after the completion of the pleadings hereinbefore described, the Controller shall appoint a date for the hearing of the application and shall give the parties not less than ten days' notice of such date.

(6) The Controller may require or may allow the production of oral evidence in amplification or in confirmation of the pleadings, and he may require the attendance of the applicant or the registered proprietor or any other person whose evidence he may consider desirable.

(7) If either the applicant or the registered proprietor desires to be heard either in person or by his representative, he shall intimate this fact by leaving Form 7 duly filled in at the office; and the Controller may refuse to hear any person who has not left Form 7 or whose name has not been entered in the Form.

CHAPTER IV.

GENERAL.

Register of Patents and Designs.

Entry of Grant.

49. Upon the sealing of a patent, the Controller shall cause to be entered in the Register of Patents the name, address and nationality of the patentee as the grantee thereof, the title of the invention, the date of the patent, and the date of the grant thereof, together with the address for service.

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50. The patent granted on any reciprocity application shall be entered in the register as dated of the official date of the first British or Indian application in respect of which the reciprocity application was made and the payment of renewal fees and the expiration of the patent shall be reckoned as from that date. The date of the reciprocity application shall also be entered in the register. Entry in respect of Reciprocity application.

51. Upon payment of the fee prescribed for the continuance of a patent, the Controller shall cause to be entered in the Register of Patents a record of the date of payment of such fee. Entry of renewal Fee.

52. When a design is accepted, there shall be entered in the Register of Designs, in addition to the particulars required by the Act, the number of the design, the class in which it is registered, the date of filing the application for registration in this country, the reciprocity date, if any, claimed for the registration and such other matters as would affect the validity or proprietorship of the design. Registering Designs.

53. If a patentee or a proprietor of a registered design sends to the Controller notice in respect of an alteration in his name, or address, or addresses for service, the Controller shall cause the register to be altered accordingly. Alteration of address

54. Where a person becomes entitled, by assignment, transmission or other operation of law, to a patent, or to a copyright in a registered design, or to any interest therein, as mortgagee or licensee, application shall be made to the Controller for the entry in the register, of his name as proprietor or part proprietor of the patent, or design or of a notice of such interest, as the case may be. Application for entry of subsequent proprietor ship.

55. An application, under rule 54 shall contain the name, address and nationality of the person claiming to be entitled, together with full particulars of the instrument, if any, under which he claims. Particulars in applications.

56. Every assignment, and every other document containing, giving effect to or being evidence of the transmission of a patent or of copyright in a registered design or affecting the proprietorship thereof as claimed by such application, shall, unless the Controller otherwise directs, be presented to him together with the application, and he may call for such other proof of title or written consent as he may require for his satisfaction: Production of documents of title and other proof.

Provided that in the case of a document which is a public document, an official or certified copy thereof may be presented.

Form of entry.

57. The entry to be made in the registers on a request under rule 54 shall be in the following form :—

"In pursuance of an application received on the.....

registered as	Proprietors / Licenses / Mortgages, etc.	by virtue of	assignment license / mortgage deed, / etc.

dated.....and made between..... ..... of the one part and.....of the other part.

Entry of notification of documents.

58. An application for entry in the registers of notification of any document (not already provided for) purporting to affect the proprietorship of a patent, or of a registered design, shall be accompanied by an attested copy of the document, the accuracy of such copy being certified as the Controller may direct, and the original document shall at the same time be produced and left at the office if required for further verification.

Hours of inspection of registers.

59. The registers of patents and designs shall be open to the inspection of the public at all times on which the office is open to the public, except at times when they are required for actual official use.

Rectification of registers.

60. If an application is made for the rectification of the Register of Patents or Designs under Section 61 of the Act, the Controller shall notify all persons whose names, at the time of the application, are entered on the register as claiming an interest in the patent or design, and shall advertise the application in the official Gazette.

Opposition to rectification.

61. Notice of opposition to any rectification of the Register of Patents or the Register of Designs may be given within six weeks of the advertisement of the application for rectification and the procedure for the disposal of such opposition shall be regulated by the provisions of rules 20, 21 and 22.

Appeals.

Appeals to Government.

62. (1) An appeal to the Government of His Highness the Maharaja of Mysore under any provision of the Act from a decision of the Controller shall be lodged with the Controller in duplicate and shall state fully the reasons for appealing.

(2) The Controller shall forward one copy of the appeal to the Government through the Secretary to Government, Development Department, who shall notify the appellant of its receipt.

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(3) In appeals under Sections 9, 10 (1-A), 16 and 17 of the Act, the Government may either dismiss the appeal summarily or call upon the appellant or his agent to serve a copy of the appeal on the respondent or his agent.

(4) When so required by the Government, the appellant or his agent shall forthwith furnish the respondent or his agent with a copy of the appeal and intimate to the Controller the date of supply of the copy.

(5) If a copy of the appeal is supplied to the respondent or his agent, the respondent or his agent may leave at the office a reply in writing within one month of the date of receipt of a copy of the appeal. Every such reply shall deal in full with the statement of the appeal and shall be in triplicate.

(6) If a reply is supplied under sub-rule (5), the Controller shall furnish the appellant or his agent with one copy thereof and forward one copy to the Government.

(7) After considering the appeal and the reply, if any, the Government may either allow the appeal or call upon the appellant or his agent to furnish a rejoinder, and, if so called upon, the appellant or his agent shall leave at the office a rejoinder in writing within one month of the date of such requisition. The rejoinder shall be confined strictly to matters in reply and shall be in triplicate. One copy of the rejoinder shall be sent by the Controller to the respondent or his agent and one copy to Government.

(8) On completion of these proceedings, if any, or at such other time as he may see fit, Government shall consider the appeal together with the reply and the rejoinder if any, and decide the case. The decision of Government shall be communicated to the Controller and to the parties or their agents by the Secretary to Government, Development Department.

Certificates.

63. Certified copies of any entry in the registers or certified copies of, or extracts from patents, specifications, disclaimers, affidavits, declarations and other public documents in the office, or of or from registers and other books kept there, shall be furnished by the Controller on payment of the prescribed fee.

Certified copies of documents.

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Miscellaneous Powers of the Controller.

Exercise of discretionary power of Controller.

64. The time within which a person entitled under Section 64 of the Act, to an opportunity of being heard shall exercise his option of requiring to be heard shall be one month from the date of a notice which the Controller shall give to such person or his agent before determining the matter with reference to which such person is entitled to be heard. If within that month such person or his agent requires to be heard, the Controller shall appoint a date for the hearing and shall give ten days' notice thereof:

Provided that if the giving of ten days' notice would cause an application for a patent or for the registration of a design to become void before the hearing, the Controller may curtail the period of notice.

Controller may require statement

65. Whether an applicant or agent desires to be heard or not, the Controller may at any time require him to submit a statement in writing within a time to be notified by the Controller, or to attend before him and make explanations with respect to such matters as the Controller may require.

General Powers of amendment

66. Any document for the amending of which no special provision is made by the Act may be amended, and any irregularity in procedure which, in the opinion of the Controller, may be obviated without detriment to the interests of any person, may be corrected if the Controller thinks fit, and upon such terms as he may direct.

General power to enlarge time.

67. The time prescribed by these rules for doing any act or taking any proceeding thereunder may be enlarged by the Controller, if he thinks fit, and upon such terms as he may direct.

Repeal.

Repeal.

68. The Mysore Patents and Designs Rules, 1926, are hereby superseded, provided that any application or other matter pending under those rules on the date of the coming into force of these rules shall be disposed of under those rules.

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THE FIRST SCHEDULE.

(*Vide* SECTION 54.)

Fees.

Number of entry	On what payable	Number of Form.	Proper Fee Rs.	a.	p.
1	On application for a patent under Section 3, 15-A or 75.	1; 1A; 1B; 1C; 1AC; 1BC; 1CC; 2; 2A; 3C; 2AC.	10	0	0
2	On application for extension of time for filing documents under Rule II.—	4	...		
	One month	...	10	0	0
	Two months	...	20	0	0
	Three months	...	30	0	0
3	On application for extension of time to accept application under Section 5 (4).	4	20	0	0
4	On notice of opposition under Section 9 (1).	6	5	0	0
5	On notice of intention to attend hearing under Section 9 (2). By applicant and opponent, respectively.	7	10	0	0
6	On request of sealing under Section 10(1)...	8	30	0	0
7	On notice of intention to attend hearing under Section 10(1A) by each party.	7	10	0	0
8	On application for extension of time under Sections 10 (2) (b)—	4	...		
	One month	...	10	0	0
	Two months	...	20	0	0
	Three months	...	30	0	0
9	For renewal under Section 14—				
	(a) *In respect of patents, the application for which was made before the* 3rd *July* 1939.—				
	Before expiration of 4th year in respect of the 5th year.	...	50	0	0
	Before expiration of 5th year in respect of the 6th year.	...	50	0	0
	Before expiration of 6th year in respect of the 7th year.	...	50	0	0
	Before expiration of 7th year in respect of the 8th year.	...	50	0	0
	Before expiration of 8th year in respect of the 9th year.	...	50	0	0

Number of entry	On what payable	Number of Form.	Proper Fee		
			Rs.	a.	p.
	Before expiration of 9th year in respect of the 10th year.	...	100	0	0
	Before expiration of 10th year in respect of the 11th year.	...	100	0	0
	Before expiration of 11th year in respect of the 12th year.	...	100	0	0
	Before expiration of 12th year in respect of the 13th year.	...	100	0	0
	Before expiration of 13th year in respect of the14th year.	...	100	0	0
	Before expiration of 14th year in respect of the 15th year.	...	150	0	0
	Before expiration of 15th year in respect of the 16th year.	...	150	0	0
	(b) *In respect of patents, the application for which was made on or after the 3rd July 1939.*—				
	Before expiration of 4th year in respect of the 5th year.	...	50	0	0
	Before expiration of 5th year in respect of the 6th year.	...	50	0	0
	Before expiration of 6th year in respect of the 7th year.	...	50	0	0
	Before expiration of 7th year in respect of the 8th year.	...	50	0	0
	Before expiration of 8th year in respect of the 9th year.	...	100	0	0
	Before expiration of 9th year in respect of the 10th year.	...	100	0	0
	Before expiration of 10th year in respect of the 11th year.	...	100	0	0
	Before expiration of 11th year in respect of the 12th year.	...	100	0	0
	Before expiration of 12th year in respect of the 13th year.	...	150	0	0
	Before expiration of 13th year in respect of the 14th year.	...	150	0	0
	Before expiration of 14th year in respect of the 15th year.	...	150	0	0
	Before expiration of 15th year in respect of the 16th year.	...	150	0	0
	NOTE.—*The fees for two or more years may be paid in advance.*				

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Number of entry	On what payable	Number of Form	Proper Fee		
			Rs.	a.	p
10	On application for extension of time for payment of renewal fees under Section 14 (2).—	4	...		
	One month	...	10	0	0
	Two months	...	20	0	0
	Three months	...	30	0	0
11	On petition for extension of term of patent under Section 15.	9	50	0	0
12	On notice of opposition to extension of term of patent under Section 15 (2).	6	5	0	0
13	On certificate of renewal in respect of each year, on patents extended or a new patent granted under Section 15.	...	150	0	0
14	On application for restoration of lapsed patents under Section 16.	10	100	0	0
15	On notice of opposition to restoration under Section 16.	6	5	0	0
16	On notice of intention to attend hearing under Section 16. By applicant and opponent, respectively.	7	10	0	0
17	On application to amend under Section 17 before acceptance.	11	10	0	0
	After acceptance ..	...	20	0	0
18	On notice of opposition to amendment under Section 17 (3).	6	5	0	0
19	On notice of intention to attend hearing under Section 17 (4). By applicant and opponent, respectively.	7	10	0	0
20	On petition for compulsory licence or revocation under Sections 22 and 23.	...	10	0	0
21	On offer to surrender a patent under Section 24.	12	10	0	0
22	On notice of opposition to the surrender of a patent under rule 33.	6	5	0	0
23	On notice of intention to attend hearing under Section 24. By applicant and opponent, respectively.	7	10	0	0
24	For duplicate of a patent under Section 38.	13	10	0	0
25	On notice to Controller of intended exhibition of an invention or design under Section 39 or 49.	14	5	0	0
26	On request to register design under Section 40 or 75.—	15,16	...		
	In classes 1 to 12 ...	...	3	0	0
	In classes 13 to 15 ...	...	0	8	0

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Number of entry	On what payable	Number of Form	Proper Fee
			Rs. a. p.
27	On request to register design under Section 40 to be applied to a set in a Class.	17	3 0 0
28	On request for written decision under rule 41. ...	18	5 0 0
29	On request to extend copyright under Section 44. NOTE.—*This fee may be paid in advance.*	19	10 0 0
30	On request to inspect under Section 47 ...	...	1 0 0
31	On request for information under Section 48 when registration number is supplied.	20	2 0 0
32	On request for information under Section 48 when registration number is not supplied.	21	10 0 0
33	On request for inspection of the register under Section 56.	...	1 0 0
34	On request for certificate under Section 56.	29	5 0 0
	An additional fee of one anna for every 100 words or part thereof will be charged for preparing copies of specifications, etc. Drawings will be charged according to agreement.	...	...
35	For office copies of drawings ...	...	Cost according to agreement.
36	For certifying office copies, M S S or printed each.	...	2 0 0
37	For office copy of design ...	...	Cost according to agreement.
38	On request to correct under Section 59 ...	28	5 0 0
39	On application to the Controller for cancellation of registration of design under Section 48-A.	22	5 0 0
40	On notice of intention to attend hearing under rule 48.	7	10 0 0
41	On application under Section 63 for entry of name of subsequent proprietor in the Register of Patents or of Designs, if made within six months from date of acquisition of proprietorship or of the coming into force of these rules.	25	...
	In respect of one patent or design.	...	5 0 0
	For each additional patent or design.	...	2 0 0

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Number of entry	On what payable	Number of Form	Proper Fee Rs.	a.	p.
42	On application under Section 60 for entry of name of subsequent proprietor in the Register of Patents or of Designs, if made after expiration of six months from the date of acquisition of proprietorship and the coming into force of these rules :—	25	...		
	In respect of one patent or design.	...	20	0	0
	For each additional patent or design.	...	2	0	0
43	On application under Section 60 for entry of notice of a mortgage or licence in the Register of Patents or of Designs, if made within six months from the date of acquisition of interest or the comin g into force of these rules :—	26	...		
	In respect of one patent or design.	...	5	0	0
	For each additional patent or design.	...	2	0	0
44	On application under Section 60 for entry of notice of a mortgage or licence in the Register of Patents or of Designs, if made after expiration of six months from the date of acquisition of interest and the coming into force of these rules :—	26	...		
	In respect of one patent or design.	...	20	0	0
	For each additional patent or design.	...	2	0	0
45	On application under Section 60 for entry of notification of a document in the Register of Patents or of Designs. If made within six months from date of documents, the grant of the patent, the registration of the design, or the coming into force of these rules :—	27	...		
	In respect of one patent or design.	...	5	0	0
	For each additional patent or design.	...	2	0	0

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Number of entry	On what payable	Number of Form	Proper Fee
			Rs. a. p.
46	On application under Section 60 for entry of notification of a document in the Register of Patents or of Designs, if made after expiration of six months from the date of document, the grant of the patent, the registration of the designs and the coming into force of these rules :—	27	..
	In respect of one patent or design.	..	20 0 0
	For each additional patent or design.	..	2 0 0
47	On request to alter name, address or address for service in Register under Section 59.	23	1 0 0
48	For entry of two addresses for service in Register under Section 20 or 43.	24	2 0 0
49	On application for rectification of Register under Section 61.	30	10 0 0
50	On notice of opposition to the rectification of the Register under rule 61.	6	5 0 0
51	On notice of intention to attend hearing under rule 64 by applicant and opponent, respectively.	7	10 0 0
52	On appeal from the Controller to the Government under Sections 5, 9, 10 (1) (A), 16, 17, 40 or 66.	5	30 0 0

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THE SECOND SCHEDULE.

LIST OF FORMS.

Form No.	Section of the Act	Title
*1	3	Application for patent when inventor is a sole or joint applicant.
*1A	3	Application for patent by assignee or legal representative of inventor.
*1B	3	Application for patent for invention "communicated" from abroad.
*1C	15A	Application for patent of addition when inventor is a sole or joint applicant.
*1AC	15A	Application for patent of addition by assignee or legal representative of inventor.
*1BC	15A	Application for patent of addition for invention "communicated from abroad."
*1CC	15A	Application for second or subsequent patent of addition.
*2	75	Application for patent under reciprocal arrangement, by "British or Indian Applicant."
*2A	75	Application for patent under reciprocal arrangement, by assignee or legal representative of "British or Indian applicant."
*2C	15A, 75	Application for patent of addition under reciprocal arrangement by "British or Indian applicant"
*2AC	15A, 75	Application for patent of addition under reciprocal arrangement, by assignee or legal representative of "British" applicant.
*3	4	Specification.
*4	15(4), 10(2), 14 (2) Rule 11.	Application for extension of time.
5	5, 9, 10(A), 16, 17, 46, 63.	Appeal.
*6	9(1), 15, 16, 17 (Rule 25, or 33 or 61).	Notice of opposition.
*7	9(2), 10(1)(A), 16, 17, 24, 15 (A) Rule 48 or 58.	Notice of intention to attend hearing.
*8	10	Request for sealing.
9	15	Petition for extension of patent.
10	16	Application for restoration of patent.
*11	17	Application to amend.
12	24	Offer to surrender patent.
13	39	Application for duplicate patent.

Form No.	Section of the Act	Title
14	37, 48	Notice of intended exhibition.
*15	40	Application for registration of design.
*16	75	Application for registration of design under reciprocal arrangements.
*17	40	Application for registration of design applicable to a set.
18	(Rule 41)	Request for grounds of decision.
19	44	Application for extension of copyright.
20	48	Request for information when registration number is furnished.
21	48	Request for information when registration number is not furnished.
22	48A	Application to the Controller to cancel registration of design.
23	49	Request to alter name or address or address for service in Register.
24	20, 43	Request for entry for two addresses in Register.
*25	60	Application for entry in Register.
*26	60	Application for entry in Register.
*27	20, 60 (Rule 58)	Application for entry of notification of documents in Register.
28	59	Request for correction.
*29	56 (Rule 63)	Request for certificate.
30	61	Application for rectification of Register.
31	73	Power of authority to agent.

FORM NO. 1] [FEE RS. 10.

300

MYSORE PATENTS AND DESIGNS ACT.

Application for patent when the true and first inventor is sole or joint applicant.

SECTION 3.

(To be accompanied by the specification on Form 3 in duplicate.)

I (or we)_____ Insert (in full) name, address and nationality of applicant or applicants.

hereby declare :—

(i) that I am (or we are) in possession of an invention for_____ Insert title of invention.

(ii) that (I or we) (or the said_____) claim to be the true and first inventor thereof; State who is the inventor.

(iii) that the invention is not in use in the Mysore State by any other person;

(iv) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates;

(v) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention.

Dated this_____day of_____19 . To be signed by applicant or applicants.

(Signed)_____

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No 1 A.] [FEE RS. 10.

201

MYSORE PATENTS AND DESIGNS ACT.

Application for patent when the true and first inventor is NOT a party to the application.

SECTION 3.

(To be accompanied by the specification on Form 3 in duplicate.)

Insert (in full) Name, address and nationality of applicant or applicants.

I (or we)————————————————————
————————————————————
————————————————————
————————————————————

hereby declare :—

Insert title of invention.

(1) that I am (or we are) in possession of an invention for————————————————————
————————————————————

Insert name. Insert (in full) name, address and nationality of inventor.

(2) that I (or we) (or the said————————————)claim to be the assign of (or the legal representative of)————————
————————————————————

who claims and is (are) believed to be the true and first inventor(s) thereof ;

(3) that the invention is not in use in Mysore State by any other person ;

(4) that the specification filed with this application, is and any amended specification which may hereafter be filed in this behalf will be true of the invention to which this application relates ;

(5) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention.

Dated this————————day of————————19 .

To be signed by applicant or applicants.

Signed ————————————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

(Endorsement by Inventor) (See Rule 10—2).

Insert (in full) name, address and nationality.

I (or we)————————————————————
referred to on the reverse of this document as claiming to be the true and first inventor(s) agree that the said application shall be made without my (or our) name(s) as (an) applicant(s) for a patent.

Dated this————————day of————————19 .

Signed ————————————————————

Signature of two witnesses :—

1. ————————————————.

2. ————————————————

302

MYSORE PATENTS AND DESIGNS ACT.

Application for patent when the true and first inventor is NOT a party to the application.

SECTION 3.

(To be accompanied by the specification on Form 3 in duplicate.)

I (or we) _____ Insert (in full) name, address and nationality of applicant or applicants.

hereby declare :—

(1) that I am (or we are) in possession of an invention for _____ Insert title of invention.

(2) that I (or we) (or the said _____) claim to be the assign of (or _____ Insert name. Insert (in full) name, address and nationality of inventor.

who claims and is (are) believed to be the true and first inventor (s) thereof ;

(3) that the invention is not in use in Mysore State by any other person ;

(4) that the specification filed with this application, is and any amended specification which may hereafter be filed in this behalf will be true of the invention to which this application relates ;

(5) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention.

Dated this _____ day of _____ 19 .

Signed _____ To be signed by applicant or parties.

To

The Controller of Patents and Designs in Mysore, Bangalore.

(Endorsement by inventor) (See Rule 10—2).

I (or we) _____ Insert (in full) name, address and nationality.

referred to on the reverse of this document as claiming to be the true and first inventor (s) agree that the said application shall be made without my (or our) name (s) as (an) applicant (s) for a patent.

Dated this _____ day of _____ 19 .

Signed _____

Signature of witnesses :—

1.

2.

FORM 1 B.] 303 [FEE Rs. 10

MYSORE PATENTS AND DESIGNS ACT.

Application for patent for invention communicated from abroad.

SECTION 3.

(To be accompanied by the specification on Form 3 in duplicate.)

Insert (in full) name address and nationality of applicant or applicants.

I (or we)————————————————————————

————————————————————————————

hereby declare :—

Insert title of invention.

(1) that I am (or we are) in possession of an invention for——

Insert (in full) name, address and nationality of communicator or communicators.

which invention has been communicated to me (or us) by————

————————————————————————————

————————————————————————————

(2) that (I or we)————————————————

claim to be the true and first inventor (s) thereof;

(3) that the invention is not in use in the Mysore State by any other person;

(4) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates;

(5) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief;

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention.

To be signed by applicant or applicants.

Dated this————————day of ————————19

(Signed)————————————————

To

The Controller of Patents and Designs in Mysore, Bangalore.

FORM 1C.] [FEE RS. 10.

304

MYSORE PATENTS AND DESIGNS ACT.

Application for patent of addition when the true and first inventor is sole or joint applicant.

SECTION 15A.

(To be accompanied by the specification on Form 3 in duplicate.)

I (or we)———————————————————— Insert (in full) name, address and nationality of applicant or applicants.

(1) that I am (or we are) in possession of an invention for——

(2) that———————————————— State who is or are the inventor or inventors.

claim to be the true and first inventors thereof ;

(3) that the invention is not in use in the Mysore State by any other person;

(4) that the said invention is an improvement in or modification of my (or our) invention for which a patent was applied for on the ——— and numbered—— ——(for which I was (we were) the applicant (s) of which I was (we were) the patentee (s) ;

(5) that the specification filed with the application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates ;

(6) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention, and request that the term limited in such further patent for the duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

Dated this————day of————19

(Signed)———————— To be signed by the applicant or applicants.

To

The Controller of Patents and Designs in Mysore, Bangalore.

FORM I.A.C.] 308 [FEE RS. 10

MYSORE PATENTS AND DESIGNS ACT.

Application for patent of addition when the true and first inventor is not a party to the application.

SECTION 15A.

(To be accompanied by the specification on Form 3 in duplicate.)

Insert (in full) name and address and nationality of applicant or applicants.

I (or we)——

hereby declare :—

Insert title of invention.

(i) that I am (or we are) in possession of an in vention for——

Insert name.

State who is or are the inventor or the inventors.

(ii) that I (or we) (or the said ————————) claim to be assign of (or the legal representative of)————————————————————————

who claims and is(are) believed to be the true and first inventor(s) thereof ;

(iii) that the invention is not in use in the Mysore State by any other person.

(iv) that the said invention is an improvement in or modification of the invention for which a patent was applied for on the———— and numbered————(for which————I was/we were the applicant (s) of which————————————is are the patentees) :

(v) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be true of the invention to which this application relates ;

(vi) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention and request that the term limited in such further patent for the duration thereof be the same as that of the original patent or so much of that term as is unexpired.

To be signed by applicant or applicants.

Dated this————————day of————————19 .

(Signed)————————————————————————————

To

The Controller of Patents and Designs in Mysore,

[Endorsement by inventor see rule 10 (2)]

Insert (in full) name, address and nationality.

I (or we)——

referred to on the reverse of this document as claiming to be the true and first inventor(s) agree that the said application shall be made without my (our) name (s) as (an) applicant (s) for a patent.

Dated this————————day of————————19 .

Signed————————————————————————————

Signature of two witnesses ;

1.

2.

FORM No. 1BC.] 306 [FEE RS. 10

MYSORE PATENTS AND DESIGNS ACT.

Application for patent of addition for invention communicated from abroad.

SECTION 15A.

(To be accompanied by the specification on Form 3 in duplicate.)

I (or we)———————————————————— Insert (in full) name, address and nationality of applicant or applicants

———————————————————————————————

hereby declare :—

(1) that I am (or we are) in possession of an invention for—— Insert title of invention.

———————————————————————————————

———————————————————————————————

which invention has been communicated to me (or us); Insert (in full) name, address and nationality of communicator or communicators.

(2) that I (or we) claim to be the true and first inventor (s) thereof;

(3) that the invention is not in use in Mysore State by any other person;

(4) that the said invention is an improvement in or modification of my (or our) invention for which a patent was applied for on the——————————and numbered———————————— (for which I was/we were the applicant(s) (of which I am/we are the patentee(s) ;

(5) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates;

(6) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention and request that the term limited in such further patent for the duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

Dated this ————day of————19

Signed———————————————— To be signed by applicant or applicants

To

The Controller of Patents and Designs in Mysore,

Bangalore.

FORM No. 1cc.] 307 [FEE Rs. 10

MYSORE PATENTS AND DESIGNS ACT.

Application for second or subsequent patent of addition.

SECTION 15A.

(To be accompanied by the specification on Form 3 in duplicate.)

Insert (in full) name, address and nationality of applicant or applicants.

I (or we) thereby declare ——————————————

——————————————

——————————————

Insert title of invention.

(i) That I am (or we are) in possession of an invention for——

——————————————

State who is or are the inventor or inventors.

(ii) that——————————————

Claim to be the true and first inventor(s) thereof;

(iii) that the invention is not in use in the Mysore State by any other person;

(iv) that the said invention is an improvement in or modification of my (or our) invention, for which a patent (hereinafter called the original patent) was applied for on the——————and numbered ——————(for which I was/we were the applicant(s) (of which I am/we are the patentee(s) as improved upon or modified by my (or our) invention for which a patent of addition was supplied for on the ——————and numbered——————(for which patent of addition I was/we were the applicant(s) (of which patent of addition I am/we are the patentee(s);

(v) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates;

(vi) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention, and request that the term limited in such further patent for the duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

Dated this——————day of——————19 .

To be signed by applicant or applicants.

(Signed)——————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM 2.] [FEE Rs. 10.

308

MYSORE PATENTS AND DESIGNS ACT.

Application for patent under reciprocal arrangements with the United Kingdom or in any part of British India or with States in India.

SECTION 75.

(To be accompanied by the specification on Form 3 in duplicate.)

I (or we) _____ hereby declare :—

Insert (in full) name, address and nationality of applicant or applicants.

(i) that I (or we) have made application(s) for the protection of an invention for _____

Insert title of invention.

in the United Kingdom, following the parts of British India and the following States in India and on the following official dates _____

Insert the name United Kingdom and parts of British India and the States in India followed by the official date of the application in each, respectively.

(ii) that the invention was not in use in the Mysore State by any other person before the _____;

(iii) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates;

(iv) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

Insert the official date of the earliest "British" or Indian application see Rule 2 (b).

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention in priority to other applicants and that such patent shall have the date _____

Dated this _____ day of _____ 19 .

(Signed) _____

To be signed by applicant or applicants.

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM 2A.] 304 [FEE Rs. 10.

MYSORE PATENTS AND DESIGNS ACT.

Application for patent by legal representatives or assignee under reciprocal arrangements with the United Kingdom or any part of British India with States in India.

SECTION 75.

(To be accompanied by the specification on Form 3 in duplicate.)

Insert (in full) name, address and nationality or applicant or applicants.

I (or we)————————————————————————

————————————————————————

hereby declare :—

Give name and address of nationality of British or Indian applicant or applicants.

(i) that I (or we) (or the said————————) am/are/is the legal representative(s) of deceased or the assignee of————————

————————————————————————

————————————————————————

(ii) that————————————————————————

————————————————————————

has (or have) (jointly with me/us) made application(s) for the protection of an invention for————————————————————

Insert title of invention.

————————————————————————

Insert the name United Kingdom and other parts of British India and the States in India followed by the official date of the application in each, respectively.

in the United Kingdom, the following other parts of British India and the following States in India and on the following official date(s)

————————————————————————

————————————————————————

————————————————————————

————————————————————————

————————————————————————

————————————————————————

Insert the official date of the earliest "British" or Indian application. See Rule (2) (b).

(iii) that the invention was not in use in British India by any other person before the————————————————————

(iv) that the specification filed with this application is, is and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates ;

(v) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

Insert the official date of the earliest "British" or Indian application. See Rule (2) (b).

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention in priority to other applicants and that such patent shall have the date————————————————————

To be signed by applicant or applicants.

Dated this————day of————19

(Signed)————————————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

310

ENDORSEMENT BY THE BRITISH OR INDIAN APPLICANT.

[See Rule ii (2).]

I (or we)———————————————————— Insert (in full) name, address and nationality.

referred to on the reverse of this document as claiming to be the applicant(s) in the countries specified in paragraph (II) hereby state that the applicant(s) who has/have signed his / their name(s) on the reverse of this form in my/are our assignee(s).

Dated this————day of————19

(Signed)————————

Signature of two witnesses.

1. ————————

2. ————————

FORM 2C.] 311 [FEE Rs. 10.

MYSORE PATENTS AND DESIGNS ACT.

Application for patent of addition under reciprocal arrangements with the United Kingdom or any other parts of British India or with States in India.

SECTION 15A AND 75.

(To be accompanied by the specification on Form 3 in duplicate.)

Insert (in full) name, address and nationality of applicant or applicants.

I (or we) _____

_____

_____

here by declare :—

Insert title of invention.

(i) that I (or we) have made application(s) for the protection of an invention for _____ in the United Kingdom, the following other parts of British India and the following States in India and on the following official dates ;

Insert the name United Kingdom and the names of other parts of British India and the States in India followed by the official date of the application in each respectively.

(ii) that the invention was not in use in the Mysore State by any other person before the _____ ;

Insert the official date of the earliest "British" or Indian application. See Rule 2 (b).

(iii) that the said invention is an improvement in or modification of my (or our) invention for which a patent was applied for on the _____ and numbered _____ (for which I was/we were the applicant) of which I am/we are the patentee (s) ;

(iv) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be, true of the invention to which this application relates ;

(v) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

Insert the official date of the earliest "British" or Indian application. See Rule 2 (b).

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention in priority to other applicants, and that such patent shall have the date _____ and request that the term limited in such further patent for the duration thereof be, the same as that of the original patent, or so much of that term as is unexpired.

Dated this _____ day of _____ 19 .

To be signed by applicant or applicants.

(Signed.) _____

To

The Controller of Patents and Designs in Mysore,

Bangalore.

FORM 2AC.] [FEE RS. 10.

312

MYSORE PATENTS AND DESIGNS ACT.

Application for patent of addition by legal representatives or assignees under reciprocal arrangements with the United Kingdom or other parts of British India or with States in India.

SECTIONS 15A AND 75.

To be accompanied by the specification on Form 3 in duplicate.

I (or we)—— hereby declare :—

Insert in full, name, address and nationality of applicant or applicants.

(i) that I (we) (or the said———————) am/are/is the legal representative(s) of ———————————————— deceased, or the assignees of————————————————————————————

Give name, address and nationality of "British" or Indian applicant or applicants.

(ii) that————————————————————————————— has (or have) (jointly with me/us) made application (s) for the protection of an invention for————————————————————————————— in the United Kingdom, the following other parts of British India and the following States in India and on the following official date(s);

Insert the name United Kingdom and the names of other parts of British India and the State in India followed by the official date of the application in each respectively.

(iii) that the said invention was not in use in the Mysore State by any other person before the————————————————

Insert the official date of the earliest "British" or Indian application. See Rule 2(b).

(iv) that the said invention is an improvement in or modification of my (or our) invention for which a patent was applied for on the————————and numbered————————(for which I was (we were) the applicant(s) (of which I am/we are the patentee(s);

(v) that the specification filed with this application is, and any amended specification which may hereafter be filed in this behalf will be true of the invention to which this application relates;

(vi) that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) humbly pray that a patent may be granted to me (or us) for the said invention in priority to other applicant(s) and that such patent shall be the date————————and request that the term limited

Insert the official date of the earliest "British" or Indian application. See Rule 2 (b).

3 (3

in such further patent for duration thereof be the same as that of the original patent, or so much of that term as is unexpired.

Dated this———day of———19 .

To be signed by applicant or applicants.

Signed by———

To

The Controller of Patents and Designs in Mysore,

Bangalore.

ENDORSEMENT BY THE BRITISH APPLICANT.

[*See Rule* 11 (2).]

Insert (in full) name, address and nationality.

I (or we)———

———

referred to on the reverse of this document as claiming to be the applicant(s) in the countries specified in paragraph (II) hereby state that the applicant(s) who has/have signed his/their name(s) on the reverse of this form is my/are our assignee(s).

Dated this———day of———19 .

Signed——

Signature of two witnesses—

1. ———

2. ———

FORM 3.]

314

MYSORE PATENTS AND DESIGNS ACT.

(To be supplied in duplicate with Form 1, 1A, 1B, 1C, 1AC, 1BC, 1CC, 2, 2A, 2C or 2AC.)

SPECIFICATION.

SECTION 4.

No Fee.

* _____

_____

† _____

The following specification particularly describes and ascertains the nature of the invention and the manner in which the same is to be performed :—

‡ _____

_____

_____

_____

_____

*Insert title verbally agreeing with that in the application form.

†Insert in full, name, address and nationality of applicant or applicants as in application form.

‡Here begin full description of the invention. The continuation of the specification should be upon the paper of the same size, on one side only, with a margin of 1½ inches on the left hand part of the paper. The completion of the description should be followed by the words "I (or we) claim, after which should be written the claim or claims numbered consecutively. The specification and the duplicate thereof must be signed at the end and dated thus :— Dated the ..... day of.....19 .

NOTE.—In the preparation of the claim or claims, any unnecessary multiplicity of claims or prolicity of language should be avoided.

FORM 4.] [FEE—(See Foot Note).]

3 15

MYSORE PATENTS AND DESIGNS ACT.

Application for Extension of Time.

SECTIONS 5, 10, 14 OR RULE 11.

Insert (in full) name, address and nationality.

I (or we)————————————————————

hereby apply for————months' extension of time—

A, B, C, D, strike out the words which are not applicable. Quote number and year of application or patent.

(*a*) Under section 5 (4) for the acceptance of the application for a patent No.————of————————;

(*b*) Under section 10 (2) (d) for the sealing of a patent on application No————of————————;

(*c*) Under Section 14 (2) for payment of renewal fee on the patent No————of————————;

(*d*) Under Rule 11 for leaving copy (or copies) of the British or Indian specification (or specifications) drawings or documents in respect of application No————of————————.

The reasons for making this application are as follows :—

————————————————————

My (or our) address for service in the Mysore State is—

Dated this————day of————19

(Signed)————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

NOTE.—Time allowed and fees payable—

(a) three months, Rs. 20;
(b), (c) or (d) One month Rs. 10; two months Rs. 20; three months Rs. 30.

FORM 5.] 316 [FEE RS. 30.

MYSORE PATENTS AND DESIGNS ACT.

Appeal to Government under Sections 5, 9, 10 (1A), 16 17, 40 or 66.

I (or we)————————————————————————
————————————————————————————

Insert (in full) name and address of appellant or appellants.

hereby appeal to the Government of Mysore from the decision (or that part of the decision) of the Controller, dated the———————— day of————————19 . whereby he—

Strike out if not applicable.

The appeal must be made within three months of the date of decision.

(*a*) Refused to accept an application for a patent under Section 5 ;

(*b*) Required an amendment under section 5 ;

(*c*) allowed an opposition under section 9 ;

(*d*) disallowed an opposition under section 9 ;

(*e*) gave direction under section 10(1A);

(*f*) restored a lapsed patent under section 16 ;

(*g*) refused to restore a lapsed patent under section 16 ;

(*h*) allowed an amendment under section 17 ;

(*i*) refused to allow an amendment under section 17 ;

(*j*) refused to register a design under section 40 ;

(*k*) refused to grant a patent or register a design under section 66.

Strike out parts not applicable.

The reasons for appealing and the full statement of the grounds upon which I (or we) rely for objecting to the decision are as follows :—

State fully continuing on further sheets and on one side only. The last page must be dated and signed

My address for service in Mysore State ;

Dated this————day of————19 .

(Signed)————————————————

FORM No. 6]. 317 [FEE Rs. 5.

MYSORE PATENTS AND DESIGNS ACT.

Notice of opposition.

SECTIONS 9, 15, 16 OR 17 OR RULES 25, 33 OR 61.

(To be supplied in duplicate.)

Insert the name in full and address of applicant or applicants.

I (or we)————————————————————

hereby give notice of my (or our) intention to oppose—

(a), (b), (c), (d), (e), (f), (g) strike out when not applicable.

(a) Under section 9, the grant of a patent on application No.————————;

(b) Under section 15 the prolongation of the term of Patent No.————————;

(c) Under section 16, the restoration of lapsed Patent No.————————;

(d) Under section 17, the amendment of application or Specification No.————————;

(e) Under rule 25, the petition for extension of term of Patent No.————————;

Insert No. and date.

(f) Under rule 33, the surrender of Patent No.————————;

(g) Under rule 61, the rectification of the Register of Patents/ Designs in respect of Patent / designs No.————————;

*Insert name of applicant, grantee or proprietor.

*Filed by
Granted to
Registered in the name (s) of

Insert grounds and short statement of the facts of the case.

The grounds of opposition are as follows :—

I (or we) declare that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

My (or our) address of service in Mysore State is as follows :—

Dated this————day of————19 .

To be signed by opponent or opponents.

(Signed)————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM NO. 7.] 318 [FEE RS. 10.

MYSORE PATENTS AND DESIGNS ACT.

Notice of intention to attend hearings.

SECTIONS, 9, 10 (1A), 16, 17, 24 OR RULE 48 OR 58.

I or we)———————————————— Insert in full name and address.

hereby give notice that the hearing in reference to———— Insert particulars.

will be attended by myself (or ourselves) or by some person on my (or our) behalf.

Dated this————day of————19 .

(Signed)————————————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

NOTE.—The Controller may refuse to hear any party who has not left this notice and paid the prescribed fee before the date fixed for the hearing.

FORM NO. 8.] [FEE RS. 30.

MYSORE PATENTS AND DESIGNS ACT.

Request for Sealing.

SECTION 10.

I (or we) ———————————————— Insert (in full) name, address and nationality.

desire to have a patent sealed on my (or our) application No.———— Insert No. and date.
of————and request that the following address in Mysore State may be entered on the Register as my (or our) address for service in Mysore State————————————

Dated this ————day of————19 .

(Signed)———————————— To be signed by applicant or applicants or his or their authorised Agents.

NOTE.—If a Patent is to be sealed so that rights may accrue under section 12 of the Act, this request, together with the fee of Rs. 30 must be received in the Patent Office before the expiration of 18 months from the date of the application or within such extended times as are allowed in section 10(2). An extension of time not exceeding three months shall be allowed under section 10 (2) (d) on application being made on Form 4 accompanied by the fee of Rs. 10 for one month, Rs. 20 for two months, or Rs. 30 for three months.

FORM No. 9.] [FEE RS. 50.

3/9

MYSORE PATENTS AND DESIGNS ACT.

Petition for extension of term of Patent.

SECTION 15.

Insert No. and date of Patent, name of grantee and title of invention.

In the matter of Patent No.————dated————and granted to————for an invention for————————

and

In the matter of Section 15 of the Mysore Patents and Designs Act 1925.

To

The Government of His Highness the Maharaja of Mysore,
Bangalore.

Insert in full name, address and nationality of the petitioner or petitioners.

The humble petition of————————

sheweth as follows:—

Insert date and number of patent name of grantee and title of invention.

On the————day of————letters patent numbered———— were granted to———— for an invention for————

That the facts and matters stated herein are true to the best of your petitioner's knowledge, information and belief.

Your petitioner (s) therefore humbly pray (s) that the said letters patent may be extended for a further term of————years, or for such other term as the Government of Mysore shall deem fit.

Dated this————day of————19

(Signed)————————

Petitioner.

NOTE.—(1) Here set forth (a) the circumstances under which the petitioner obtained rights in the patent; (b) History of the art with special reference to the invention and subsequent improvement; (c) the special utility and advantages of the invention in relation to the public; (d) all information relating to foreign patents (e) the rights of third parties such as licensees, etc.,; (f) the difficulties with which the patentee has had to contend in introducing into Mysore State the manufacture according to his invention; (g) Statement regarding the inadequacy of remuneration.

(2) The continuation of the petition should be upon paper of the same size on one side only with a margin of 1½ inches on the left hand part of the paper.

FORM NO. 10.] [FEE, RS. 100.

320

MYSORE PATENTS AND DESIGNS ACT.

Restoration of Patent.

SECTION 16.

I (or we)——————————————————————
——————————————————————————
——————————————————————————

Insert (in full) name, address and nationality of applicant or applicants.

hereby apply for an order of the Controller for the restoration of the patent No.——————of——————granted to
——————————————————————————

Insert No. and date.

The circumstances which have led to the omission to pay the fee of Rs.——————on or before the——————day of——————are as follows :—
——————————————————————————
——————————————————————————
——————————————————————————
——————————————————————————

State last date when fee was due.

The circumstances must be stated in detail.

I (or we) hereby declare that I (or we) have not assigned the patent to any other person and that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

My (or our) address for service in Mysore State.

Dated this ——————day of——————19

(Signed) ——————————————————

To be signed by applicant or applicants.

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 11.] 321 [FEE, RS. 10

BEFORE ACCEPTANCE.
Rs. 20 AFTER ACCEPTANCE.

Before acceptance Rs. 20 after acceptance.

MYSORE PATENTS AND DESIGNS ACT.

Amendment.

SECTION 17.

Insert (in full) name and address of applicant or patentee.

I (or we)_____

State whether application, specification or drawings.

_____

seek leave to amend the_____

Strike out this paragraph if a patent has not been sealed.

of application for Patent No._____,dated_____

as shown in Red Ink in the copy hereunto annexed.

I (or we) declare that no action for infringement or for the revocation of the letters patent in question is pending before a court.

My (or our) reasons for making this amendment are as follows :—

I (or we) declare that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

My (or our) address for service in Mysore State.

To be signed by applicant or patentee.

Dated this_____day of_____19 .

(Signed) _____

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 12.] [FEE Rs. 10.

322

MYSORE PATENTS AND DESIGNS ACT.

Surrender of Patent.

SECTION 24.

I (or we)————————————————————————
————————————————————————————————
————————————————————————————————

Insert (in full) name, address and nationality of applicant or applicants.

hereby offer to surrender the Patent No.————————,dated————————
————————granted to————————————————————
————————————————————————————————

Insert Number and date.

I (or we) declare that no action for infringement or for the revocation of the letters patent in question is pending before a court.

My (or our) reasons for making this offer are as follows :—
————————————————————————————————
————————————————————————————————
————————————————————————————————
————————————————————————————————

I (or we) declare that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

My (or our) address for services in Mysore State.

Dated this————————day of————————19 .

(Signed) ————————————————————

To be signed by applicant or applicants.

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 13.] [FEE RS. 10.

323

MYSORE PATENTS AND DESIGNS ACT.

Application for Duplicate Patent.

SECTION 38.

Insert (in full) name, address and nationality.

I (or we) _____

_____

_____

regret to have to inform you that the Patent No. _____

Insert name of original grantee.

dated _____ granted to _____

_____

Insert the word "lost" or destroyed as the case may be and state fully the circumstances.

has been _____

_____

_____

_____

Also state the interest possessed by the applicant or applicants in the patent.

_____

I (or we) declare that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

I (or we) beg therefore to apply for the issue of a duplicate of such patent.

Dated this _____ day of _____ 19 .

(Signed) _____

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 14.] [FEE RS. 5.

324

MYSORE PATENTS AND DESIGNS ACT.

Notice of intended exhibition of an unpatented invention or unregistered design.

SECTION 39 OR 49.

I (or we)———————————————— Insert (in full) name and address.

————————————————————————

————————————————————————

hereby give notice of my (or our) intention to exhibit a————

————————————————————————

————————————————————————

of———————————— at the ————————————

————————————————————————

Exhibition which ———————————————— State "Opened" or "is to open."

————————————on the ———————————— Insert brief description of invention accompanied by drawings if necessary, or brief description of the design with sketch drawing or specimen.

day of ————————————————————

under the provisions of the Mysore Patents and Designs Act, 1925.

I (or we) herewith enclose a brief description of my (or our)——

————————————————————————

————————————————————————

Dated this———————day of————————19

(Signed)————————————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

FORM No. 15.] [FEE ANNAS 8 OR RS. 3 ACCORDING TO CLASS.

325

MYSORE PATENTS AND DESIGNS ACT.

Application for Registration of Design.

SECTION 40.

Insert number of class.

Insert (in full) the name, address and nationality.

You are requested to register the accompanying design in Class No. ——————————in the name of ——————————

——————————

——————————

——————————

——————————

——————————

who claim(s) to be the proprietor(s) thereof.

State whether drawings, photographs, tracings or specimens.

Four exactly similar——————————of the design accompany this request.

Insert name of article or articles to which the design is to be applied.

The design is to be applied to ——————————

——————————

——————————

——————————

Strike out these words if no previous registration has been effected.

The design has been previously registered in class(es)——————— under No. ——————————

Unless an address for service in Mysore State is given, the request may not be considered. (See Rule 4.)

Address for service in Mysore State is—

Dated this——————— day of——————————19 .

(Signed)——————————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

Note.—Trade or property marks are not registered under the Mysore Patents and Designs Act, 1925.

FORM No. 16.] [FEE ANNAS 8 OR RS. 3 ACCORDING TO CLASS.

MYSORE PATENTS AND DESIGNS ACT.

Application for registration of design under reciprocal arrangement with the United Kingdom or part of British India with States in India.

SECTION 75.

You are requested to register the accompanying design in Class No. ———————— in the name of ———————— who claim(s) to be the proprietor(s) thereof.

Insert number of class.

Insert (in full) name, address and nationality.

Four exactly similar ———————— of the design accompany this request.

State whether drawings, photographs, tracings or specimens.

The design is to be applied to ————————

Insert name of article or articles to which the design is to be applied.

The design has been previously registered in class(es) ———— under No. ————

Strike out these words if previous registration has been effected.

Application has been made for the protection of the above design in class ———————— under No. ———————— in ———————— on the following official dates you are requested to register the said design under Section 75 of the Act in priority to other applicants and to have the said date of the application in ———————— as the date of registration in Mysore State.

Insert the name United Kingdom, any part of British India or the States in India.

Address for service in the Mysore State is—

Dated this ———————— day of ———————— 19 .

(Signed).

Unless an address or service in Mysore State is given the request may not be considered. (See Rule 4.)

To

The Controller of Patents and Designs in Mysore,

Bangalore.

Note.—Trade or property marks are not registered under the Mysore Patents and Designs Act, 1925.

FORM No. 17.] 327 [FEE Rs. 3.

MYSORE PATENTS AND DESIGNS ACT.

Application for registration of design to be applied to a set.

SECTION 40.

Insert number of class.

Insert (in full) name, address and nationality.

You are hereby requested to register the accompanying design for a set in Class No. ———————— in the name of ————————

———————————————————

———————————————————

———————————————————

who claim(s) to be the proprietor(s) thereof.

State, whether drawings, photographs, tracings or specimens.

Four exactly similar ———————————— of design accompany this request.

State the trade description of each of the articles comprised in the set.

The design is to be applied to ————————

———————————————————

———————————————————

Strike out these words if no previous registration has been effected.

The design has been previously registered in class(es) ———— under No. ————————

Unless an address for service in Mysore State is given, the request may not be considered. See Rule 4.

Address for service in Mysore State is—

———————————————————

———————————————————

———————————————————

Dated this ———————— day of ———————— 19 .

(Signed) ————————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

Note.—Trade or property marks are not registered under the Mysore Patents and Designs Act, 1925.

FORM No. 18.] 328 [FEE Rs. 5.

MYSORE PATENTS AND DESIGNS ACT.

Requests for grounds of decision.

RULE 41.

Application for design No. ———————— class ———————— Insert number and class.

You are hereby requested under Rule 41 of the Mysore Patents and Designs Rules, 1939, to state in writing the grounds of your decision and the materials used by you in arriving at such decision

Address for service in Mysore State —

———————————————————————————

———————————————————————————

Dated this ———————— day of ———————— 19

(Signed).

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 19.] [FEE Rs. 10.

MYSORE PATENTS AND DESIGNS ACT.

Application to extend Copyright.

SECTION 44.

You are required by the undersigned who is/are the registered proprietor(s) of the Design No. ———————— Registered in class ———————— to extend the period of copyright for a period of five years. Insert number and design. Insert number of class.

Address for service in Mysore State is —

———————————————————————————

———————————————————————————

Dated this ———————— day of ———————— 19

(Signed) ————————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 20.] 329 [FEE Rs. 2.

MYSORE PATENTS AND DESIGNS ACT.

Request for search under Section 48 when registration number is supplied.

Insert number of Design.

I hereby request that I may be given such information as I may be entitled to under Section 48 of the Mysore Patents and Designs Act, 1925, with respect to the design registered under No.————

Address for service in the Mysore State is—

————————————————————————

————————————————————————

Dated this ————————day of ———— 19 .

(Signed) ————————————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 21.] [FEE Rs. 10.

MYSORE PATENTS AND DESIGNS ACT.

Request for search under Section 48 when registration number is not supplied.

Insert number of class.

I hereby request that a search may be made in class———— ————in respect of the design (annexed hereto in duplicate) and that I may be given such information as I may be entitled to under Section 48 of the Mysore Patents and Designs Act, 1925.

Address for service in the Mysore State is—

————————————————————————

————————————————————————

————————————————————————

Dated this ————————day of ———— 19 .

(Signed) ————————————————————

Address ————————————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 22.] 330 [FEE Rs. 5

MYSORE PATENTS AND DESIGNS ACT.

Application for cancellation of registration of a design under Section 48-A

I (or we) _____ Insert (in full) name, address and nationality.

hereby apply that the registration design No. ____ in class ____ may be cancelled on the grounds—

*(1) that the design has been previously registered in the Mysore State.

*(2) that it was published in Mysore State prior to the date of registration.

Strike out *(1) and (2) when not applicable.

Address for service in the Mysore State is—

Dated this ____ day of ____ 19 .

(Signed) ____

To

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 23.] [FEE RE. 1.

MYSORE PATENTS AND DESIGNS ACT.

Notice of alteration of a name or an address or an address for service in the Register of Patents or of Designs.

SECTION 59.

In the matter of { Patent No ____ of ____ / Design No ____ Class ____

I (or we) _____ Insert (in full) name and address.

hereby request that ____ name, address for ____ (or address for service) now upon the Register of Patents/Designs may be altered to ____ Insert name or full address.

Dated this ____ day of ____ 19 .

(Signed) ____

To

The Controller of Patents and Designs in Mysore,
Bangalore.

NOTE.—This form may be used only for a request to correct a name or to alter an address upon the register. It may not be used as a request to register any change of interest in patent or registered design.

FORM NO. 24.] [FEE RS. 2.

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MYSORE PATENTS AND DESIGNS ACT.

Request for entry of two addresses for service in Register of Patents/Designs.

SECTION 20 OR 43.

In the matter of { Patent No.———of——— ———
Design No———Class———

Insert (in full) name and address.

I (or we) _____

_____

_____

hereby request that the two following addresses for service may be entered in the Register of Patents/Designs :—

Insert full address.

(a) _____

_____

(b) _____

_____

Dated this———————day of———————19 .

(Signed)———————

To :—

The Controller of Patents and Designs in Mysore,
Bangalore.

FORM No. 25.] 332 [FEE (SEE FOOT NOTE).

MYSORE PATENTS AND DESIGNS ACT.

Application for entry of name of proprietor or part-proprietor in Register of Patents/Designs.

SECTION 60.

I (or we) _____ Insert (in full) name and address.

hereby apply that you will enter my (or our) name (or names) in the Register of Patents/Designs as Proprietor or Part-Proprietor of Patent No _____ of _____ granted to _____ Give name and address of person(s) to whom patent was granted.

of which the title is _____ Insert title of invention.

(of the registered design No _____ Class _____).

I (or we) claim to be so entitled by virtue of _____ Specify the particulars of such documents giving its date and the parties to the same and showing how the claim here made is substantiated.

and in proof whereof I (or we) transmit the accompanying _____ with an attested copy thereof. Insert the nature of the document.

My or our address for service in the Mysore State is _____

Dated this _____ day of _____ 19 . State in what capacity the signatory is acting.

(Signed) _____

To

The Controller of Patents and Designs in Mysore,

Bangalore.

NOTE :— FEE—

(a) If document is presented for registration in the Patent Office within six months from date of acquisition of proprietorship or the coming into force of the Mysore Patents and Designs Rules, 1939—

In respect of one patent or design ... Rs. 5
For each additional patent or design .. Rs. 2

(b) If document is presented for registration in the Patent Office after the above period.—

In respect of one patent or design ... Rs. 20
For each additional patent or design ... Rs. 2

Form No. 26.] 333 [Fee (See Foot Note.

MYSORE PATENTS AND DESIGNS ACT.

Application for entry of notice of a mortgage or license in the Register of Patents/Designs.

SECTION 60.

Insert (in full) name, address and nationality.

I (or we) _____

hereby apply that you will enter in the Register of Patents/Designs, a notice of the following interest in a Patent/Design.

Insert the nature of the claim whether by way of mortgage or license. Give name and address of person to whom the patent was granted. Insert title of invention.

I (or we) claim to be entitled _____

to an interest in Patent No. _____ of _____ granted to _____

of which the title is _____

Specify the particulars of such document giving the date and the parties to the same and showing how the claim here made is substantiated. Insert the nature of the document.

(in the Registered Design No. _____ Class _____)

by virtue of _____

and in proof whereof I (or we) transmit the accompanying _____ with an attested copy thereof.

My (or our) address for service in the Mysore State is—

_____

State in what capacity the signatory is acting.

Dated this _____ day of _____ 19 .

(Signed) _____

To

The Controller of Patents and Designs in Mysore,

Bangalore.

NOTE:—FEE—

(a) If document is presented for registration in the Patent Office within six months from date of acquisition of interest or the coming into force of the Mysore Patents and Designs Rules, 1939.—

In respect of one patent or design ... Rs. 5.
For each additional patent or design ... ,, 2.

(b) If document is presented for registration in the Patent Office after the above period.—

In respect of one patent or design ... Rs. 20.
For each additional patent or design ... ,, 2.

Form No. 27.] 324 [Fee (See Foot Note).

MYSORE PATENTS AND DESIGNS ACT.

Application for entry of Notification of Document in Register of Patents/Designs.

SECTION 20 OR 60 AND RULE 58.

I (or we) transmit herewith an attested copy of———————— ——

Insert a description of the nature of the document giving its date and the name, addresses and nationality of the parties thereto.

Under the Patents/Designs No.————of————as well as the original document for verification and I (or we) apply that a notification thereof may be entered in the Register.

Dated this————————day of————————19

(Signed)——

Insert full address of party benefitting under the document.

To

The Controller of Patents and Designs in Mysore,
Bangalore.

NOTE :—FEE—

(a) If document is presented for registration in the Patent Office within six months from the date of document or the grant of the patent or the registration of the design or the coming into force of the Mysore Patents and Designs Rules, 1939 :—

In respect of one patent or design ... Rs. 5.
For each additional patent or design ... ,, 2.

(b) If document is presented for registration in the Patent Office after the above period :—

In respect of one patent or design ... Rs. 20.
For each additional patent or design ... ,, 2.

Form 28.] [Fee Rs. 5.

MYSORE PATENTS AND DESIGNS ACT.

Request for correction of clerical error.

SECTION 59.

I (or we)——

Insert (in full) name, address and nationality.

hereby request that the following clerical error(s)——

in the——

No.————of————may be corrected in the manner shown in red ink in the official copy of the original——

Specify the documents in which the error occurs.

hereunto annexed.

Dated this————————day of————————19

(Signed)——

To

The Controller of Patents and Designs in Mysore,
Bangalore.

Form No. 29.] [Fee Rs. 5.

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MYSORE PATENTS AND DESIGNS ACT.

Request for Certificate.

SECTION 56 AND RULE 63.

Insert number and date of patent or number and class of design.

In the matter of { Patent No.——————of—————— / Design No.——————Class——————

Insert name, address and nationality.

I (or we)——————

hereby request you to furnish me (or us) with your certificate to the effect that——————

Set out the particulars which the Controller is requested to certify.

and to send the certificate to——————

The purpose for which the certificate is required is as follows:

Dated this——————day of——————19 .

(Signed)——————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

NOTE.—An extra charge of anna one will be charged for every 100 words or part thereof for preparing copies of, or extracts from patents, specifications entries in the register and other public documents in the office. Drawings will be charged according to the agreement. The certificate will not be prepared until the charge is paid.

Form No. 30] 336 [Fee Rs. 10

MYSORE PATENTS AND DESIGNS ACT.

Rectification of Register.

SECTION 61.

I (or we)———————————————— Insert name address and nationality.

hereby request that the Register of Patents/Designs may be rectified in the following manner in respect of Patent/Design No.———— dated the———————— Insert number and date of Patent or of Design.

My (or our) reasons for making this application are as follows :—

I (or we) declare that the facts and matters stated herein are true to the best of my (or our) knowledge, information and belief.

My (or our) address for service in Mysore State is—

Dated this————day of————19 .

(Signed)————————————

To

The Controller of Patents and Designs in Mysore,
Bangalore.

Form No. 31*.] [To be stamped under the Stamp Act.

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MYSORE PATENTS AND DESIGNS ACT.

Power of Authority to Agents, Section 72.

State particulars.

In connection with———————————————

———————————————————————————

———————————————————————————

Insert name and address of agent.

I (or we) the undersigned hereby authorise———————————

of

———————————————————————————

———————————————————————————

to act as my (or our) Agent and to receive all notices, requisitions and communications until further notice. And I (or we) revoke the previous authority given by me (or us) to———————————

Strike out if not required. Insert name of agent whose authority is cancelled.

———————————————————————————

———————————————————————————

———————————————————————————

in this matter.

Dated this———————day of———————19 .

(Signed)———————————————————

Address———————————————————

To

The Controller of Patents and Designs in Mysore,

Bangalore.

*The power of authority in Form 31 is liable to Stamp duty under the Mysore Stamp Act, VII of 1922. When power is given to one or more persons or Agents to act in a single transaction it will be sufficient if the form bears a special adhesive label of the value of one rupee eight annas only. When power is given to not more than five persons to act jointly or severally in more than one transaction or generally in respect of several patents or designs applications a special adhesive label of seven rupees eight annas value should be affixed.

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THE THIRD SCHEDULE.

Model Form of Patent.

GOVERNMENT OF MYSORE.

THE PATENT OFFICE.

No.....of 19 .

Whereas——

hath declared that he is in possession of an invention for——

and that he is the————————true and first inventor thereof (or the legal representative or assign of the true and first inventor) and that the same is not in use in the Mysore State by any other person to the best of his knowledge, information and belief;

And whereas he hath humbly prayed that a patent might be granted to him for the said invention;

And whereas he hath by and in his specification (of which a printed copy hereunto annexed) particularly described and assertained the nature of the invention and the manner in which the same is to be performed.

The Government of His Highness the Maharaja of Mysore are pleased to order by these presents that the abovesaid petitioner (including his legal representatives and assigns or any of them) shall subject to the provisions of the Mysore Patents and Designs Act, 1925 as patentee have the exclusive privilege of making, selling and using the invention throughout the Mysore State and of authorising others so to do for the term of sixteen years from the————————day of————————19 , subject to the conditions that the validity of this patent is not guaranteed by Government and also provided that the fees prescribed for the continuation of this patent are duly paid.

In witness whereof the Government of His Highness the Maharaja of Mysore have caused this patent to be sealed as of the———— day of————————19 .

Signature of Controller————————————

Date of sealing————————————————

NOTE.—Renewal fees will bedue on this patent, if it is to be maintained on the————————day of————————19————and on the same day in each year thereafter

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THE FOURTH SCHEDULE.

Classification of Goods.

CLASS 1.

Articles composed wholly of metal or in which metal predominates, and jewellery.

CLASS 2.

Books and bookbinding of all materials.

CLASS 3.

Articles composed wholly of India rubber, wood, bone, ivory, papier-mache, or other solid substances not included in other classes or of materials in which such substances predominate.

CLASS 4.

Articles composed wholly of glass, earthenware, or procelain clay (burnt or baked) or cement or in which such materials predominate.

CLASS 5.

Articles composed wholly of paper, card-board, mill-board or straw-board (except articles included in clause 2, and paper hangings) or in which such materials predominate.

CLASS 6.

Articles composed wholly of leather or in which leather predominates, not included in other classes.

CLASS 7.

Paper hangings.

CLASS 8.

Carpets, rugs and floor coverings in all materials.

CLASS 9.

Lace.

CLASS 10.

Boots and shoes.

CLASS 11.

Millinery and wearing apparel (except boots and shoes).

CLASS 12.

Goods not included in other classes.

CLASS 13.

Printed or woven designs on textile goods (other than checks or stripes).

CLASS 14.

Printed or woven designs on textile goods being checks or stripes.

Printed by the Superintendent at the Government Press, Bangalore.